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 FACIL: 50-275 Diablo Canyon Nuclear Power Plant, Unit 1, Pacific Ga 05000275  
 50-323 Diablo Canyon Nuclear Power Plant, Unit 2, Pacific Ga 05000323

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SUBJECT: Responds to NRC 900202 ltr re violations noted in Insp Repts  
 50-275/89-29 & 50-323/89-29.

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James D. Shiffer  
Senior Vice President and  
General Manager  
Nuclear Power Generation

March 5, 1990

PG&E Letter No. DCL-90-064



U.S. Nuclear Regulatory Commission  
ATTN: Document Control Desk  
Washington, D.C. 20555

Re: Docket No. 50-275, OL-DPR-80  
Docket No. 50-323, OL-DPR-82  
Diablo Canyon Units 1 and 2  
Reply to a Notice of Violation  
Enforcement Action 89-240

Gentlemen:

The NRC letter to PG&E dated February 2, 1990, regarding Enforcement Action 89-240 for NRC Inspection Report Nos. 50-275/89-29 and 50-323/89-29, contained a Notice of Violation citing one Severity Level III violation with respect to the inappropriate assignment of an individual to the position of Shift Supervisor. PG&E's response to the Notice of Violation is provided in the enclosure.

Kindly acknowledge receipt of this material on the enclosed copy of this letter and return it in the enclosed addressed envelope.

Sincerely,

A handwritten signature in cursive script, appearing to read "J. D. Shiffer".

J. D. Shiffer

cc: A. P. Hodgdon  
J. B. Martin  
M. M. Mendonca  
P. P. Narbut  
H. Rood  
CPUC  
Diablo Distribution

Enclosure

DCO-90-OP-N005

3064S/0079K/ALN/2237

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## ENCLOSURE

REPLY TO A NOTICE OF VIOLATION - ENFORCEMENT ACTION 89-240  
REGARDING NRC INSPECTION REPORT NOS. 50-275/89-29 AND 50-323/89-29

On February 2, 1990, as a part of Enforcement Action 89-240 regarding NRC Inspection Report Nos. 50-275/89-29 and 50-323/89-29 (Inspection Report) for Diablo Canyon Power Plant (DCPP) Units 1 and 2, a Notice of Violation was issued citing one Severity Level III violation. The statement of violation and PG&E's response are as follows.

STATEMENT OF VIOLATION

Technical Specification 6.2.2.a, requires in part, that each on duty shift shall be composed of at least the minimum shift crew composition shown in Table 6.2-1. Table 6.2-1 requires each on duty shift to have one Shift Supervisor with a Senior Operator License. This implements the requirements of 10 CFR 50.54(m)(2)(ii).

Contrary to the above, from September 1, 1988 to January 6, 1989, the licensee assigned an individual who did not possess a Senior Operator License as a Shift Supervisor for an on duty shift.

This is a Severity Level III violation (Supplement I).

REASON FOR THE VIOLATION IF ADMITTED

PG&E's interpretation of 10 CFR 50.54(m)(2)(ii) and the Technical Specifications (TS) was that the Units 1 and 2 Shift Foreman (SFM) positions met the requirements of the regulations and TS. Both Shift Foremen had essentially equal status, and their primary responsibility was to assure close oversight and proper operation of their individually assigned units. Although not adequately documented in procedures, it was commonly understood that the Unit 1 SFM had lead responsibility over the Unit 2 SFM should conflicts require resolution.

PG&E created the Shift Supervisor (SS) position in January 1988 to improve safety of operations by the addition of this onshift management position. The intent of the SS position was not to meet the TS definition of SS, but rather to relieve the SFM of unnecessary administrative burden.

PG&E acknowledges that an individual who did not possess a current Senior Operator License (SOL) was assigned as an SS from September 1, 1988 to January 6, 1989 in accordance with Administrative Procedure (AP) A-150, "General Authorities and Responsibilities of the Shift Supervisor," which did not require a current SOL for the position of SS. However, all personnel filling the SS position prior and subsequent to this incident have had current SOLs. Although the subject individual did not hold a current SOL during the timeframe of this incident, he had previously held an SOL, which had been retired, and had continued to attend license qualification classes, and had



passed the required tests prior to and including the time when he occupied the position of SS. During the time period when this individual was unlicensed and occupied the SS position, there was a distinction between that individual's duties and other SSs. This distinction was that the unlicensed individual deferred action to the SFM for any activities which he considered to require a SOL.

Additionally, PG&E acknowledges that plant procedures did not clearly designate a single position, requiring a current SOL, to be in charge of the facility at all times.

#### CORRECTIVE STEPS TAKEN AND RESULTS ACHIEVED

AP A-150 has been revised to: (1) require that the SS have a current SOL, (2) require that the SS be at the facility on a 24-hour per day basis, and (3) reflect that the SS has overall responsibility for plant operation.

Nuclear Plant Administrative Procedure C-101, "Requirements to Remain Within the Confines of the Control Room," has been revised to specify that the Shift Foremen are in command of their respective units.

A Memorandum has been sent to all Shift Foremen and Shift Supervisors clarifying their roles and responsibilities.

#### CORRECTIVE STEPS THAT WILL BE TAKEN TO AVOID FURTHER VIOLATIONS

The annual management directive, which is reissued by the Senior Vice President to all plant personnel to comply with the requirements of TS 6.1.2, will be revised to address and clarify the roles of SS and SFM.

#### DATE WHEN FULL COMPLIANCE WILL BE ACHIEVED

PG&E is now in full compliance with the TS and 10 CFR 50.54(m) regarding assignment of the SS. The Senior Vice President's annual management directive is scheduled to be reissued on March 16, 1990, and will be appropriately revised prior to issuance.

11-11-11

